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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

Docket Number (Optional)

REJECTION OVER A PRIOR PATENT	29250-002093/US/COA
In re Application of: Donald E. BLAHUT et al.	
Application No. 09/477,880	
Filed: January 5, 2000	
For: INTERNET PROTOCOL BASED NETWORK ARCHITECTURE FOR CABLE TELES SWTICHED FALLBACK	VISION ACCESS WITH
Lucent Technologies Inc. (hereinafter "the Owner") residing at a corporation of Delaware having a principal place of busin Murry Hill, New Jersey 07974-0636, a university having an address of represents that it is the true owner of the entire interest of U.S. patent Application No. 09/47 2000, for "Internet Protocol Based Network Architecture For Cable Television Access With S "instant application") by virtue of and as evidenced by an Assignment recorded at the United Office at Reel 9163, Frame(s) 0564.	7,880, filed on January 5, Switched Fallback* (hereinatter
The owner*, <u>Lucent Technologies inc.</u> of 100 percent interest in the instant a except as provided below, the terminal part of the statutory term of any patent granted on would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 shortened by any terminal disclaimer, of prior Patent No. <u>6.065,061</u> . The owner hereb granted on the instant application shall be enforceable only for and during such period the commonly owned. This agreement runs with any patent granted on the instant application grantee, its successors or assigns.	the instant application, which to 156 and 173, as presently y agrees that any patent so at it and the prior patent are
In making the above disclaimer, the owner does not disclaim the terminal part instant application that would extend to the expiration date of the full statutory term as def and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event to pay a maintenance fee, is held unenforceable, is found invalid by a court of compet disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims ca certificate, is reissued, or is in any manner terminated prior to the expiration of its full shortened by any terminal disclaimer.	ined in 35 U.S.C. 154 to 156 that it later: expires for failure lent jurisdiction, is statutorily popular, by a reexamination
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 For submissions on behalf of an organization (e.g., corporation, partnership, uni etc.), the undersigned is empowered to act on behalf of the organization. 	versitý, government agency,
I hereby declare that all statements made herein of my own knowledge are true and information and belief are believed to be true; and further that these statements were middle false statements and the like so made are punishable by fine or imprisonment, or both 18 of the United States Code and that such willful false statements may jeopardize the validations are true and the such willful false statements.	ade with the knowledge that
2. The undersigned is an attorney of record.	09/14/2005
	VVI 14(2003
Signature	Date
John E. Curtin Reg. No	. 37,602
Typed or printed name	
Terminal disclaimer fee under 37 CFR 1.20(4) is included.	

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*Certification under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.